

10- R -0246

Entered - 8/24/09 - sb
CL - 09L0622 - ANGELENA KELLY

CLAIM OF: USAA
As subrogee of Andrea Winqvist
9800 Fredricksburg Road
San Antonio, TX 78288

For damages alleged to have been sustained as a result of a vehicular accident on May 21, 2009 at Northside Drive and Interstate 75 Northbound Ramp.

BY PUBLIC SAFETY AND
LEGAL ADMINISTRATION COMMITTEE:

BE IT RESOLVED by the Council of the City of Atlanta that the action of the Department of Law be approved in authorizing payment to **USAA as subrogee of Andrea Winqvist** the sum of **\$2,854.46** in full settlement and satisfaction of all claims, past, present and future, of every kind and character for damages alleged to have been sustained as a result of a vehicular accident on May 21, 2009 at Northside Drive and Interstate 75 Northbound Ramp as is more particularly set forth in the within claim; said sum taken from and charged to account **1001.200101.5212005.1512000**.

APPROVED: **ROGER BHANDARI**
ACTING CITY ATTORNEY

BY:

JERRY L. DELOACH
DEPUTY CITY ATTORNEY

FAVORABLE REPORT

PUBLIC SAFETY &

LEGAL ADMINISTRATION COMMITTEE

DATE:

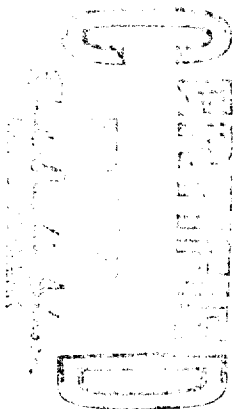
2/9/10

CHAIR:

[Signature]
[Signature]
[Signature]
[Signature]

ADOPTED BY
FEB 15 2010
COUNCIL

FEB 15 2010





**MUNICIPAL CLERK
ATLANTA, GEORGIA**

10-R-0246

A RESOLUTION

**BY PUBLIC SAFETY AND
LEGAL ADMINISTRATION COMMITTEE**

BE IT RESOLVED BY the Council of the City of Atlanta that action of the Department of Law be approved in authorizing payment to **USAA as Subrogee of Andrea Winqvist** the sum of **\$2,854.46** as full and final settlement and satisfaction of all claims, past, present and future, of every kind and character, for property damages alleged to have been sustained as a result of a **vehicular accident on May 21, 2009 at Northside Drive & Interstate 75 Northbound Ramp** as is more particularly set forth in the within claim; said sum taken from and charged to Account **1001/200101/5212005/1512000.**

A true copy

Deputy Clerk

**ADOPTED by the Atlanta City Council
APPROVED by Mayor Kasim Reed**

**FEB 15, 2010
FEB 22, 2010**

DEPARTMENT OF LAW - CLAIM INVESTIGATION SUMMARY

Claim No. 09L0622

Date: October 26, 2009

Claimant /Victim Andrea Winquist
BY: (Atty) (Ins. Co.) USAA
Address: Attn: Ms. Stacy Grascel, 9800 Fredricksburg Road, San Antonio, TX 78288
Subrogation: X Claim for Property damage \$ 2,854.46 Bodily Injury \$ _____
Date of Notice: 8/18/09 Method: Written, proper X Improper _____
Conforms to Notice: O.C.G.A. §36-33-5 X Ante Litem (6 Mo.) X
Date of Occurrence: 5/21/09 Place: Northside Drive at the Interstate 75 Northbound Ramp
Department: Planning and Community Development Bureau: Buildings Office: _____
Employee involved: Dwight Cobb Disciplinary Action: _____

NATURE OF CLAIM: The driver of a city vehicle rear ended the claimant's vehicle causing damages in the above amount.
The driver of the City vehicle was found to be at fault for following too closely.

INVESTIGATION:

Statements: City employee _____ Claimant _____ Others _____ Written _____ Oral _____
Pictures X Diagrams _____ Reports: Police X Dept Report X Other _____
Traffic citations issued: City Driver X Claimant Driver _____
Citation disposition: City Driver _____ Claimant Driver _____

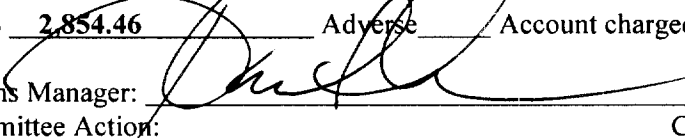
BASIS OF RECOMMENDATION:

Function: Governmental X Ministerial _____
Improper Notice _____ More than Six Months _____ Other _____ Damages reasonable X
City not involved _____ Offer rejected _____ Compromise settlement _____
Repair/replacement by Ins. Co. _____ Repair/replacement by City Forces _____
Claimant Negligent _____ City Negligent X Joint _____ Claim Abandoned _____

Respectfully submitted,

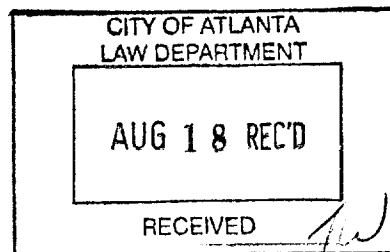

INVESTIGATOR - ANGELENA KELLY

RECOMMENDATION:

Pay \$ 2,854.46 Adverse _____ Account charged: General Fund X Water & Sewer _____ Aviation _____
Claims Manager:  Concur/date 10/27/09
Committee Action: _____ Council Action _____



9800 Fredericksburg Road
San Antonio, Texas 78288



CITY OF ATLANTA
68 MITCHELL ST
SUITE 9100
ATLANTA GA 30335
ATTN: PORTER, LAW

ENTERED - 8-24-09 - SB
09L0622 - A. KELLY

August 3, 2009

Kelly
08/29/09

Reference: Request for payment

Dear Sir or Madam,

We reimbursed our insured for damages sustained as a result of the loss referenced below. Our investigation shows that your insured is responsible. This is notification that we intend to recover the amount we paid.

USAA policyholder:	Andrea G. Winquist
Claim #:	13592169-7102-15-7643
Date of loss:	May 21, 2009
Loss location:	Atlanta, Georgia
USAA tax ID:	74-0959140
Your policyholder:	Dwight Cobb
Your reference #:	n/a

We ask that you not settle the claim with our insured without protecting our recovery rights. Please see the attached Payment Summary for additional details.

If you need additional assistance, please call 1-800-531-8722, ext. 7-9438. I, or one of my co-workers, will assist you.

Sincerely,

Stacy Grascel

Stacy L. Grascel
Subrogation Department
United Services Automobile Association

10- R -0246

RCS# 70
2/15/10
2:39 PM

Atlanta City Council

REGULAR SESSION

CONSENT I

ADOPT

YEAS: 12
NAYS: 0
ABSTENTIONS: 0
NOT VOTING: 4
EXCUSED: 0
ABSENT 0

Y Smith	Y Archibong	Y Moore	Y Bond
NV Hall	Y Wan	Y Martin	NV Watson
Y Young	Y Shook	Y Bottoms	Y Willis
Y Winslow	Y Adrean	NV Sheperd	NV Mitchell

CONSENT I

		02-15-10
ITEMS ADOPTED ON CONSENT	ITEMS ADOPTED ON CONSENT	ITEMS ADVERSED ON CONSENT
1. 10-O-0163	36. 10-R-0160	53. 10-R-0260
2. 10-O-0167	37. 10-R-0244	54. 10-R-0261
3. 10-O-0229	38. 10-R-0245	55. 10-R-0262
4. 10-O-0317	39. 10-R-0246	56. 10-R-0263
5. 10-O-0153	40. 10-R-0247	57. 10-R-0264
6. 10-O-0154	41. 10-R-0248	58. 10-R-0265
7. 10-O-0155	42. 10-R-0249	59. 10-R-0266
8. 10-O-0156	43. 10-R-0250	60. 10-R-0267
9. 10-O-0158	44. 10-R-0251	61. 10-R-0268
10. 10-O-0159	45. 10-R-0252	62. 10-R-0269
11. 10-O-0157	46. 10-R-0253	63. 10-R-0270
12. 10-R-0242	47. 10-R-0254	64. 10-R-0271
13. 10-R-0243	48. 10-R-0255	65. 10-R-0272
14. 10-R-0124	49. 10-R-0256	66. 10-R-0273
15. 10-R-0282	50. 10-R-0257	67. 10-R-0274
16. 10-R-0283	51. 10-R-0258	
17. 10-R-0284	52. 10-R-0259	
19. 10-R-0285		
20. 10-R-0286		
21. 10-R-0287		
22. 10-R-0295		
23. 10-R-0299		
24. 10-R-0300		
25. 10-R-0301		
26. 10-R-0302		
27. 10-R-0233		
28. 10-R-0234		
29. 10-R-0235		
30. 10-R-0236		
31. 10-R-0237		
32. 10-R-0238		
33. 10-R-0239		
34. 10-R-0240		
35. 10-R-0316		